

Juan Rangel

October 6, 2011

<p>IN THE UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION</p> <p>COMMITTEE FOR A FAIR AND) BALANCED MAP, JUDY BIGGERT,) ROBERT J. GOLD, RANDY HULTGREN,) ADAM KINZINGER, DONALD MANZULLO,) PETER J. ROSKAM, BOBBY) SCHILLING, AARON SCHOCK, JOHN M.) SHIMKUS, JOE WALSH, RALPH) RANGEL, LOU SANDOVAL, LUIS) SANABRIA, MICHELLE CABALLERO,) EDMUND BREZINSKI, and LAURA) WAXWEILER,)</p> <p>Plaintiffs,)</p> <p>vs.) 1:11-cv-05065</p> <p>ILLINOIS STATE BOARD OF) ELECTIONS, WILLIAM M. MCGUFFAGE,) DEPOSITION OF JESSE R. SMART, BRYAN A.) JUAN RANGEL SCHNEIDER, BETTY J. COFFRIN,) 10/6/11 HAROLD D. BYERS, JUDITH C. RICE,) CHARLES W. SCHOLZ, and ERNEST L.) GOWEN,)</p> <p>Defendants.)</p>	<p>1 PRESENT:</p> <p>2 MAYER BROWN, LLP, 3 (71 South Wacker Drive, 4 Chicago, Illinois 60606, 5 312-701-7093), by: 6 MS. LORI LIGHTFOOT, 7 appeared on behalf of the Plaintiffs; 8 TRISTAN & CERVANTES, 9 (30 West Monroe Street, Suite 630, 10 Chicago, Illinois 60603, 11 312-345-9200), by: 12 MR. HOMERO TRISTAN, 13 MS. KERRY REIDY, 14 appeared on behalf of Juan Rangel; 15 POWER ROGERS & SMITH, P.C., 16 (Three First National Plaza, 17 70 West Madison Street, 55th Floor, 18 Chicago, Illinois 60602, 19 312-236-9381), by: 20 MR. DEVON C. BRUCE, 21 appeared on behalf of the Defendants. 22 ALSO PRESENT: MR. JOSEPH CERULLO, VIDEOGRAPHER. 23 REPORTED BY: LISA O'BRIEN, C.S.R. 24 CERTIFICATE NO. 84-3822.</p>
<p>1 The videotaped deposition of JUAN RANGEL, 2 called for examination, taken pursuant to the 3 Federal Rules of Civil Procedure of the United 4 States District Courts pertaining to the taking of 5 depositions, taken before LISA O'BRIEN, CSR 6 No. 84-3822, a Certified Shorthand Reporter of the 7 State of Illinois, at Suite 3200, 71 South Wacker 8 Drive, Chicago, Illinois, on the 6th day of October, 9 A.D. 2011, at 10:11 a.m.</p> <p>10 11 12 13 14 15 16 17 18 19 20 21 22 23 24</p>	<p>1 THE VIDEOGRAPHER: This is Videotape Number 1 2 of the videotaped deposition of Juan Rangel in the 3 matter of The Committee for Balanced Map versus 4 ISBOE, being heard before the U.S. District Court 5 for the Northern District of Illinois, Eastern 6 Division, Case File Number 11 C 5065. 7 This deposition is being held at Mayer 8 Brown, 71 South Wacker Drive, Chicago, Illinois, on 9 October 6, 2011. The time showing on the video is 10 10:11 a.m. My name is Joseph Cerullo. I am the 11 legal video photographer. The court reporter is 12 Lisa O'Brien. 13 Counsel, would you please identify 14 yourselves for the record? 15 MR. BRUCE: Devon, D-e-v-o-n, Bruce on behalf 16 of the Defendants. 17 MS. LIGHTFOOT: Lori Lightfoot on behalf of the 18 Plaintiffs. 19 MR. TRISTAN: Homero Tristan on behalf of Juan 20 Rangel. 21 MS. REIDY: Kerry Reidy on behalf of Juan 22 Rangel. 23 THE VIDEOGRAPHER: Will the court reporter 24 please swear the witness.</p>



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<p>1 (WHEREUPON, the witness was duly 2 sworn.) 3 JUAN RANGEL, 4 called as a witness herein, having been first duly 5 sworn, was examined and testified as follows: 6 EXAMINATION 7 BY MS. LIGHTFOOT: 8 Q. Good morning, Mr. Rangel. 9 A. Good morning. 10 Q. We will try to get through this 11 deposition as expeditiously as possible today. Let 12 me start by, kind of, giving you some rules of the 13 road for deposition, which I think will, hopefully, 14 make the process easier for you and for the lawyers 15 who are gathered here. 16 Let me first ask, have you ever been 17 deposed before? 18 A. Yes. 19 Q. Okay. How many times? 20 A. One. 21 Q. Okay. And how long ago was that, sir? 22 A. About a month and a half ago, two months 23 ago. 24 Q. Okay. Can you give me, again, in very</p>	<p>1 Q. The other thing that's important is that 2 you must answer the questions verbally. And by 3 that -- again, it's a little artificial, because 4 when we talk to people in normal conversation, you 5 use body language, you nod your head, you shrug your 6 shoulders. You may do other non-verbal responses. 7 But in this context, it's important that you 8 actually respond verbally. Everyone forgets. If 9 you forget, I will remind you. I am sure your very 10 able Counsel will remind you if you forget. But 11 that's another important rule. 12 There may be from time to time objections 13 that are interposed, either from Mr. Bruce or from 14 your Counsel, to a question that I might ask. That 15 is kind of standard fare. Lawyers have a right to 16 object if they think there's some kind of 17 imperfection with the question. Two things about 18 that. One, don't be bothered by that, because it 19 will happen. Two, if someone objects, and unless 20 your lawyer instructs you not to answer a question, 21 then you are still obligated to answer the question. 22 As a matter of course, I have never 23 seen -- a witness, particularly one who hasn't 24 testified a lot, if there are objections, will</p>
<p>1 high level, the reason why you were deposed about a 2 month and a half ago? 3 A. It was an employment issue at our 4 schools. 5 Q. Okay. You probably then got some feel 6 for the back and forth of the deposition, but let me 7 give you a couple of reminders then. One of the 8 most important things is, you see that the court 9 reporter is taking down a verbatim transcript of 10 everything that is going to be said here today. 11 There are a couple of rules that follow from the 12 fact that there is a verbatim transcript. The first 13 is that it's important for you and for me not to 14 talk over each other. It's a little artificial, 15 because the way that people normally communicate, 16 you get the gist of what somebody is saying, you 17 respond, and there's a back and forth, and that's 18 normal conversation mode. But in this context with 19 the deposition, it's important that you let me 20 finish answering -- asking the question, and by the 21 same token, you -- I will let you fully answer 22 before you begin -- before I begin asking you any 23 follow-up. Do you understand that? 24 A. Yes.</p>	<p>1 sometimes tend to forget what the question is, and 2 that's why we have a verbatim transcript. You can 3 either have the question read back to you or I can 4 restate it. So don't be thrown off by the fact that 5 there may be objections. But two, if you forget the 6 question, that's also fine, too, because I can 7 either restate it or we can have the court reporter 8 read it back. 9 If there's something about a question 10 that I ask you that you don't understand, then feel 11 free to tell me that you don't understand it. I may 12 press you a little bit and ask you what part you 13 don't understand or why you don't understand it. 14 But this is not a memory test. It's not a guessing 15 game. It's just to get what you know as you sit 16 here today, and what your recollection is. If I ask 17 a question, though, in such a way that you don't 18 understand it, feel free to say, I don't understand 19 it, and then we will try to work through that 20 together. 21 You, obviously, have Counsel here, and 22 you should feel free to consult with your Counsel at 23 any point. My only request, though, is that if 24 there's a question pending, that you answer the</p>



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<p>9</p> <p>1 question first, and then ask your Counsel whatever 2 you want. But, obviously, if you can't answer the 3 question without consulting with your Counsel, you 4 should just let me know that, and then -- clearly, 5 that is your right as a witness, to consult with 6 your Counsel. 7 It is certainly my objective to stay away 8 from anything -- and I say this more for your 9 lawyers than for you -- but to stay away from 10 anything that might even remotely impinge upon 11 attorney/client privilege. I know you are a 12 litigant in the State redistricting case. I am 13 going to ask you very little about that; and, 14 frankly, not even about the case itself. I am going 15 to ask you about some of your testimony through the 16 public hearing process. But otherwise, it's 17 certainly my hope that I am not going to get into 18 anything that even comes close to attorney/client 19 privilege. But, obviously, if you think it does, 20 you will let me know, and then we can, again, work 21 together on either me reasking it, or you will make 22 your objection. 23 I don't expect our time here today to be 24 particularly long, which is probably a welcome news</p>	<p>11</p> <p>1 (WHEREUPON, there was a short 2 interruption.) 3 BY MS. LIGHTFOOT: 4 Q. All right. You are the chief executive 5 officer of United Neighborhood Organization; is that 6 correct? 7 A. Yes. 8 Q. For purposes of today, I am going to use 9 the shorthand UNO, and I assume you will know what I 10 mean. Is that all right? 11 A. Yes. 12 Q. How long have you been the CEO at UNO? 13 A. Fifteen years. 14 Q. Okay. And can you tell us, sir, as the 15 job is now, what your specific responsibilities 16 entail as the CEO of UNO? 17 A. It's the day-to-day management of the 18 organization, although, a large part of the 19 organization is managing our charter school 20 operation, which is -- now encompasses 11 schools, 21 5,400 students across the city. And so most of it 22 has to do with that; the overseeing the academic 23 program, the finances, obviously, human resources, 24 the operations of the organization --</p>
<p>10</p> <p>1 for you, as I said before the deposition started, 2 but I do think it will probably be somewhere between 3 one hour and two hours. And I will try to keep it 4 more on the one-hour side than on the two-hour side. 5 Obviously, I don't know what questions, if any, 6 Mr. Bruce may have. 7 That's all a prelude to say, if you need 8 to take a break, feel free to take a break. And 9 again, my only request would be that if there's a 10 question pending, answer the question, and then you 11 can take a break. 12 I have said a lot to you here today, and 13 you have been very patient in listening. Is there 14 anything that I have said that you don't understand? 15 A. No. 16 Q. Do you have any -- otherwise have any 17 questions for me? 18 A. No questions. 19 Q. Is there any reason why you can't provide 20 truthful testimony to the questions that are going 21 to be put to you here today? 22 A. No. 23 Q. All right. Then let's begin. 24</p>	<p>12</p> <p>1 Q. Okay. 2 A. -- which include the schools. 3 Q. And can you tell me, sir -- obviously, 4 the charter school mission is a substantial amount 5 of what UNO does. 6 Aside from that, can you tell me, are 7 there any other programmatic areas that UNO is 8 invested in at this point? 9 A. Well, the overall mission of the 10 organization is the empowerment of Hispanic 11 communities, and that would entail leadership 12 development programs that we operate, and then just 13 a host of other programs that are part of the 14 schools, like after-school programs, and things like 15 that, that support the school; looking at issues 16 relevant to our community, whether it's housing 17 issues, employment issues, immigration issues. 18 Q. Okay. And I assume -- and you will 19 correct me if I am wrong -- that UNO is a 501(c)(3) 20 organization? 21 A. Yes. 22 Q. And I would imagine you rely in part on 23 fundraising and donations from outside of the 24 organization itself. Is that correct?</p>



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<p>1 A. Yes.</p> <p>2 Q. Okay. Does UNO have any lobbying</p> <p>3 operation?</p> <p>4 A. Within the organization?</p> <p>5 Q. Well, whether -- let's put it this way:</p> <p>6 Does UNO either directly or do you hire someone to</p> <p>7 engage in lobbying on behalf of the various</p> <p>8 programatic issues with respect to UNO?</p> <p>9 MR. BRUCE: Object to the form. Go ahead.</p> <p>10 BY THE WITNESS:</p> <p>11 A. We have had -- we have had attorneys that</p> <p>12 have represented us in Government. We do advocacy</p> <p>13 work with our parents as well, depending on the</p> <p>14 issue at hand.</p> <p>15 BY MS. LIGHTFOOT:</p> <p>16 Q. I guess what I was asking is -- and I</p> <p>17 didn't ask a very good question, as Mr. Bruce, I</p> <p>18 think, pointed out.</p> <p>19 Let's say in 2010 and 2011, does UNO have</p> <p>20 anyone acting on its behalf as a registered lobbyist</p> <p>21 under the laws of the State of Illinois?</p> <p>22 A. I am going to assume that they are -- the</p> <p>23 people that we have engaged as consultants within</p> <p>24 the organization are registered lobbyists within the</p>	<p>15</p> <p>1 what those various pieces of legislation might be?</p> <p>2 A. I guess more recently was the Senate Bill</p> <p>3 7, which was the education bill that was passed.</p> <p>4 There's been looking at funding formulas for</p> <p>5 schools, for education as well. I don't know that</p> <p>6 there was a particular bill for those.</p> <p>7 I am trying to think between 2010, 2011.</p> <p>8 So yes, there's been --</p> <p>9 Q. Okay. I am going to ask you both because</p> <p>10 of the outside noise -- you can probably hear the</p> <p>11 ambulance that seems to be going by -- but also your</p> <p>12 voice is a little low -- I am sure it's my bad</p> <p>13 hearing -- but if you could just keep your voice up</p> <p>14 a little bit.</p> <p>15 A. Absolutely.</p> <p>16 Q. So you told us that you were -- you,</p> <p>17 meaning UNO, was involved in advocating on behalf of</p> <p>18 Senate Bill 7, which was the education bill.</p> <p>19 A. Uh-huh.</p> <p>20 Q. And is that -- I will show my ignorance.</p> <p>21 But is that the bill that got a huge amount of press</p> <p>22 about changing the school day, strike rules, and</p> <p>23 other things? Is that the one you are talking</p> <p>24 about?</p>
<p>14</p> <p>1 State of Illinois.</p> <p>2 Q. Okay. And are those individuals engaged</p> <p>3 in doing any lobbying in Springfield, which is the</p> <p>4 capital?</p> <p>5 A. Do they do that? I assume that that's</p> <p>6 what they do, yes.</p> <p>7 Q. Okay. I take it then, sir, that the</p> <p>8 folks that are engaged on behalf of UNO doing</p> <p>9 lobbying in Springfield are not directly reporting</p> <p>10 in to you; is that right?</p> <p>11 A. They do at times. It depends on what the</p> <p>12 project may be.</p> <p>13 Q. Okay.</p> <p>14 A. So sometimes I am engaged directly with</p> <p>15 them. Other times it's -- might be other staff.</p> <p>16 Q. Okay.</p> <p>17 A. Depending on what the issue may be.</p> <p>18 Q. Okay. For example, is there any -- in</p> <p>19 the same time period, 2010, 2011 -- does UNO -- has</p> <p>20 UNO advocated on behalf of any particular</p> <p>21 legislation that's either been introduced or</p> <p>22 potentially introduced down in Springfield?</p> <p>23 A. Yes.</p> <p>24 Q. Okay. And can you give me a sense of</p>	<p>16</p> <p>1 A. Correct.</p> <p>2 Q. Okay. Any other, kind of, legislative</p> <p>3 initiatives regarding Springfield that UNO has been</p> <p>4 involved in during the, kind of, 2010/2011</p> <p>5 legislative cycle?</p> <p>6 A. Legislative and -- I guess I am just</p> <p>7 trying to get clarity on legislative, as in</p> <p>8 specific --</p> <p>9 Q. As in Springfield; not, for example, Cook</p> <p>10 County Board, or not the City of Chicago. But just</p> <p>11 things that would be pending in front of either</p> <p>12 chamber of the General Assembly.</p> <p>13 MR. BRUCE: Objection, form.</p> <p>14 BY THE WITNESS:</p> <p>15 A. Certainly during the remap discussions.</p> <p>16 BY MS. LIGHTFOOT:</p> <p>17 Q. Okay. And we will talk a little bit</p> <p>18 about those.</p> <p>19 Anything else besides the education bill</p> <p>20 and then the remap discussion?</p> <p>21 A. No. I am trying to think.</p> <p>22 Again, there were -- we were looking at</p> <p>23 the education funding formula that was separate from</p> <p>24 SB 7, but it didn't materialize into any specific</p>



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<p>17</p> <p>1 legislation.</p> <p>2 Q. Okay. All right. Let me show you what</p> <p>3 we can mark as Exhibit 1.</p> <p>4 MR. BRUCE: Are you going to mark this as a</p> <p>5 group exhibit, Lori?</p> <p>6 MS. LIGHTFOOT: Correct.</p> <p>7 (WHEREUPON, a certain document was</p> <p>8 marked Rangel Deposition Exhibit</p> <p>9 No. Group 1, for identification, as</p> <p>10 of 10/6/11.)</p> <p>11 BY MS. LIGHTFOOT:</p> <p>12 Q. Sir, you have just been handed what's</p> <p>13 been marked as Rangel Exhibit Number 1.</p> <p>14 And so the record is clear, the first</p> <p>15 page of this multi-page document has the -- your</p> <p>16 name written on top -- and I will ask you whether</p> <p>17 that's your handwriting or not -- and it has</p> <p>18 "Proposed Districts."</p> <p>19 And then the next page is RD 1. The next</p> <p>20 page is RD 2. The next page is also RD 2. The next</p> <p>21 page is RD 23. The next page is RD 24, RD 3, RD 4,</p> <p>22 RD 39, RD 40, RD 60, RD 43, RD 77, RD 83. And then</p> <p>23 the last page is "Proposed West Chicago District."</p> <p>24 And these are a series of maps; is that</p>	<p>19</p> <p>1 question.</p> <p>2 You testified at various hearings, public</p> <p>3 hearings that were held, both before and -- well,</p> <p>4 you testified during the spring at various public</p> <p>5 hearings that were held by both the Senate and House</p> <p>6 redistricting committees, correct?</p> <p>7 A. Correct.</p> <p>8 Q. And then you also similarly testified</p> <p>9 before both committees after the General Assembly</p> <p>10 produced a draft -- or a proposed, I should say, map</p> <p>11 for both House districts and Senate districts; is</p> <p>12 that correct?</p> <p>13 A. Correct.</p> <p>14 Q. And as part of your testifying in these</p> <p>15 various public hearings, UNO and some other groups</p> <p>16 with whom UNO was aligned proposed certain</p> <p>17 districts; is that right, sir?</p> <p>18 A. Correct.</p> <p>19 Q. And what you have in front of you as</p> <p>20 Group Rangel Exhibit Number 1 were some proposed</p> <p>21 districts that UNO and others put together as part</p> <p>22 of that process; is that correct?</p> <p>23 A. Correct.</p> <p>24 Q. All right. Let me ask you a couple</p>
<p>18</p> <p>1 correct, sir?</p> <p>2 A. Correct.</p> <p>3 Q. Have you seen these maps before?</p> <p>4 A. They look very familiar. Yes.</p> <p>5 Q. Okay. In the top right-hand corner of</p> <p>6 the first page, there's handwriting there that</p> <p>7 spells your name, Juan Rangel.</p> <p>8 A. Correct.</p> <p>9 Q. Is that your handwriting, sir?</p> <p>10 A. No.</p> <p>11 Q. Are you otherwise familiar with that</p> <p>12 handwriting?</p> <p>13 A. No.</p> <p>14 Q. Okay. Are these, sir, maps that UNO and</p> <p>15 some other allied groups proposed to either the</p> <p>16 House or Senate Redistricting Committees as they</p> <p>17 were considering reapportionment of the General</p> <p>18 Assembly districts?</p> <p>19 MR. TRISTAN: Objection, form.</p> <p>20 MR. BRUCE: Objection, foundation.</p> <p>21 BY THE WITNESS:</p> <p>22 A. I believe so.</p> <p>23 BY MS. LIGHTFOOT:</p> <p>24 Q. Okay. And again, this is not a trick</p>	<p>20</p> <p>1 questions then about these maps.</p> <p>2 Who was involved in the drawing of these</p> <p>3 maps on behalf of UNO?</p> <p>4 MR. BRUCE: I object to the relevancy, to the</p> <p>5 extent that we are here on the Federal map the</p> <p>6 Congressional map. Now we are getting into details</p> <p>7 of the State Legislative redistricting. And so I</p> <p>8 would object as to relevance and scope as to this</p> <p>9 deposition.</p> <p>10 MS. LIGHTFOOT: Okay.</p> <p>11 BY MS. LIGHTFOOT:</p> <p>12 Q. You may answer, sir.</p> <p>13 A. We were -- there's several of us, myself</p> <p>14 included, and then our staff, Alfred Quijano --</p> <p>15 Q. I'm sorry, say again.</p> <p>16 A. Alfred Quijano.</p> <p>17 Q. Quijano?</p> <p>18 A. Quijano, Q-u-i-j-a-n-o, and when we were</p> <p>19 looking at the populations for the State map</p> <p>20 districts.</p> <p>21 Q. Okay. In drawing these maps, did you --</p> <p>22 you or either Mr. Quijano or anybody else that was</p> <p>23 involved, have any assistance from anybody else?</p> <p>24 MR. BRUCE: Same objection as to scope of</p>



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<p>21</p> <p>1 relevancy, as to asking questions of this witness in 2 this case about State Legislative redistricting maps 3 and districts. 4 MR. TRISTAN: Same objection. 5 MS. LIGHTFOOT: And -- go ahead. 6 MR. BRUCE: I haven't finished. And to the 7 extent that this is going to continue, I will have a 8 standing objection on that. And I don't know how 9 long Mr. Rangel's Counsel is going to allow this to 10 go on, but I object because we are here on the 11 Congressional map. 12 MR. TRISTAN: We have the same objection as 13 well. 14 MS. LIGHTFOOT: Go ahead. 15 MR. TRISTAN: And Mr. Rangel will be produced 16 for a deposition in that matter in the next week. 17 MS. LIGHTFOOT: Fair enough. I think it's 18 relevant to the Congressional map, but you can 19 certainly have a standing objection, Mr. Bruce. I 20 was actually going to suggest it. 21 And certainly, Mr. Hamero, if you have a 22 standing -- or I'm sorry, Tristan -- if you have a 23 standing objection, you can make it. But I will tie 24 it into this particular litigation.</p>	<p>23</p> <p>1 Q. A staff person from what entity or 2 organization? 3 A. From the State. 4 Q. From the State? 5 A. Uh-huh. 6 Q. Again, you have to answer verbally. 7 A. Yes. I'm sorry. 8 Q. When you say "From the State," what do 9 you mean? 10 A. I believe there was -- the State made 11 available computers to the public to be able to draw 12 our own maps, as we saw fit, for our community. And 13 so at that time, the only ones, as far as I 14 understood, that was available was down in 15 Springfield. So we would travel down there to 16 access those computers. But there was always a 17 staff person there present as we were working on the 18 computers. 19 So the level of assistance was them 20 explaining how to draw what you -- how to manipulate 21 the computer to be able to do what we needed to do. 22 But at no time did they assist us in the physical 23 drawing of the maps. 24 Q. All right. Let me make sure I understand</p>
<p>22</p> <p>1 I have now forgotten the question. I 2 know you nodded your head. 3 MR. BRUCE: That was your last question, Lori. 4 You were done. 5 MS. LIGHTFOOT: Mr. Bruce, if you would give me 6 a moment, please. 7 MR. BRUCE: That was a stab at levity. 8 MS. LIGHTFOOT: Why don't we go back and read 9 the question, because I have now forgotten it myself 10 after this long colloquy. 11 (WHEREUPON, the record was read by 12 the reporter.) 13 BY THE WITNESS: 14 A. When you say "Assistance," assistance in 15 terms of understanding the computer, and how to 16 operate it or -- 17 BY MS. LIGHTFOOT: 18 Q. We can start with that question. 19 A. There was a staff person that was 20 present. 21 Q. And who was the staff person? 22 A. I don't know. I don't know the name. 23 Q. Was this staff person at UNO? 24 A. No.</p>	<p>24</p> <p>1 the distinction you are drawing. 2 So from time to time, you and others 3 would travel to Springfield and meet with some State 4 employee; is that correct? 5 A. We would have to go in and, kind of, 6 register -- 7 Q. Okay. 8 A. -- to use the computers. 9 Q. Okay. 10 A. And the -- and so there would be a staff 11 person that would be present. 12 Q. Okay. And where would you actually 13 physically go to, to use their computers? 14 A. I don't remember -- I don't remember the 15 room number. It was in the Stratton building. 16 Q. Okay. 17 A. And -- I just don't remember the number. 18 Q. How is it that you knew that you could go 19 there, to Springfield, to be able to access a 20 computer to draw a map? 21 A. I believe it was announced that there 22 would be that access. And there was also announced 23 that -- of, hopefully, a similar room here in 24 Chicago, but we never used the Chicago one.</p>



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<p>25</p> <p>1 Q. Okay. Was there a reason why you</p> <p>2 traveled to Springfield as opposed to using a</p> <p>3 computer here in Chicago?</p> <p>4 A. I don't know that it was available at the</p> <p>5 time.</p> <p>6 Q. Okay. That would make the trip worth it,</p> <p>7 I guess, then.</p> <p>8 And was there -- when you -- how many</p> <p>9 times did you go -- you personally go to Springfield</p> <p>10 to use the -- what I will call the map-drawing</p> <p>11 equipment?</p> <p>12 A. I don't recall. It might have been</p> <p>13 twice.</p> <p>14 Q. Okay.</p> <p>15 A. We spent several hours in the room. But</p> <p>16 I -- we were down there several times. But the</p> <p>17 actual sitting in the room, it might have been two</p> <p>18 times. But I can't recall exactly.</p> <p>19 Q. In the two times that you remember going</p> <p>20 down to Springfield, sitting in the -- what I will</p> <p>21 call the map-drawing room, were -- was there anyone</p> <p>22 else present, aside from you and -- I am assuming it</p> <p>23 was Mr. Quijano that were there?</p> <p>24 A. One time our attorney was present.</p>	<p>27</p> <p>1 female that was there the first time that you can</p> <p>2 recall.</p> <p>3 Can you describe what she physically</p> <p>4 looked like?</p> <p>5 A. I don't recall.</p> <p>6 Q. Was she, from your perception, White,</p> <p>7 Black, Latino, Asian?</p> <p>8 A. White.</p> <p>9 Q. Okay. Can you give me a sense of what</p> <p>10 her age was?</p> <p>11 A. No. I am really bad with age.</p> <p>12 Q. We won't call on you to do a lineup then.</p> <p>13 Hair color?</p> <p>14 A. I believe one of them was blond. I can't</p> <p>15 recall which one was --</p> <p>16 Q. Fair enough.</p> <p>17 A. I believe one was blond, and the other</p> <p>18 one might have been brunette.</p> <p>19 Q. Okay. And both white females; is that</p> <p>20 correct?</p> <p>21 A. Yes.</p> <p>22 Q. All right. That's fine.</p> <p>23 Take a look at Exhibit 1. If you look at</p> <p>24 the second page, for example, you have -- and this</p>
<p>26</p> <p>1 Q. Okay. Aside from the time that your</p> <p>2 attorney was present, was there anybody not directly</p> <p>3 affiliated with UNO, i.e., either you, Mr. Quijano,</p> <p>4 or your attorney, that was actually present in the</p> <p>5 room?</p> <p>6 A. No, just the staff person.</p> <p>7 Q. Okay. And was it the same staff person</p> <p>8 both times that you were there?</p> <p>9 A. No. I think it was just people that were</p> <p>10 available at the time or that were there stationed.</p> <p>11 And so --</p> <p>12 Q. All right. Okay. And do you remember</p> <p>13 the name of any of the staff people who were there</p> <p>14 when you were there?</p> <p>15 A. No.</p> <p>16 Q. Can you tell me what -- can you tell me</p> <p>17 whether it was male or female?</p> <p>18 A. Female.</p> <p>19 Q. Female?</p> <p>20 A. Both times it was female.</p> <p>21 Q. And can you describe what -- and was it a</p> <p>22 different female or the same female?</p> <p>23 A. A different female.</p> <p>24 Q. Okay. Let's call Female One, maybe, the</p>	<p>28</p> <p>1 is a, kind of -- information that's repeated on the</p> <p>2 various maps themselves, except for the one on the</p> <p>3 first page, I believe.</p> <p>4 There's a legend on the left-hand side.</p> <p>5 Do you see that, sir?</p> <p>6 A. Uh-huh.</p> <p>7 Q. And then there's a heading that says</p> <p>8 "Existing." Do you see that, sir?</p> <p>9 A. Uh-huh.</p> <p>10 Q. Again, you have to answer verbally.</p> <p>11 A. Yes. I'm sorry.</p> <p>12 Q. Then there's a heading that says</p> <p>13 "Proposed." Do you see that, sir?</p> <p>14 A. Yes.</p> <p>15 Q. And then under both the Proposed and the</p> <p>16 Existing, there's what I will call demographic</p> <p>17 information. For example, the headings are Total</p> <p>18 Pop, Raw DEV -- and I will ask you what that</p> <p>19 means -- Hispanic Pop, Hispanic Percentage, Total</p> <p>20 Voting Age, Hispanic Voting Age, and Hispanic Voting</p> <p>21 Age Percentage.</p> <p>22 Do you see that, sir?</p> <p>23 A. Yes, sir.</p> <p>24 Q. What's the source of the information</p>



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<p>29</p> <p>1 under the column of Existing on these maps?</p> <p>2 A. If I recall, the way the software -- why</p> <p>3 we had to go to Springfield, because of specific</p> <p>4 software for mapping purposes. And I found it to be</p> <p>5 unique in the sense that you have the existing</p> <p>6 boundaries of a particular district, but it would</p> <p>7 give you the population that exists within that.</p> <p>8 And so those figures would represent that. And as</p> <p>9 we would shift the lines, looking to try to capture</p> <p>10 the number that is needed, the total numbers would</p> <p>11 change over time.</p> <p>12 Q. Okay. So if I am hearing you</p> <p>13 correctly -- and let's stick with page 2, which is</p> <p>14 RD 1. Once you would, kind of, zero in on the</p> <p>15 geographic area that you were going to focus on for</p> <p>16 a particular map, the computer program would</p> <p>17 automatically load it up with this -- what I will</p> <p>18 call demographic information under Existing, and</p> <p>19 then under Proposed; is that correct?</p> <p>20 A. Correct.</p> <p>21 Q. Okay. So to the extent that that</p> <p>22 information exists on other maps within Exhibit 1,</p> <p>23 it was the same kind of process? You would figure</p> <p>24 out what the geographic boundaries were of a</p>	<p>31</p> <p>1 voting age population, correct?</p> <p>2 A. Correct.</p> <p>3 Q. And then there are some -- actually, one</p> <p>4 more, 7, which are less than 50 percent Hispanic</p> <p>5 voting age.</p> <p>6 MR. TRISTAN: Objection, vague, and foundation.</p> <p>7 BY MS. LIGHTFOOT:</p> <p>8 Q. Is that correct, sir?</p> <p>9 MR. BRUCE: At this point I am going to make</p> <p>10 another objection with respect to getting into the</p> <p>11 details now of -- you have gone beyond the process,</p> <p>12 and now you are asking about the details of State</p> <p>13 Legislative representative districts. And I wasn't</p> <p>14 aware, but apparently, according to Mr. Rangel's</p> <p>15 Counsel, if I understood what the objection was, he</p> <p>16 is going to be deposed on this in the near future --</p> <p>17 MR. TRISTAN: Correct.</p> <p>18 MR. BRUCE: -- in a different lawsuit. And I</p> <p>19 am not involved in that lawsuit, and -- but I do</p> <p>20 object as to the scope and relevancy of this -- in</p> <p>21 this case, of asking about now majority, minority,</p> <p>22 and whatever demographic information you are going</p> <p>23 to start asking about with respect to State</p> <p>24 Legislative districts.</p>
<p>30</p> <p>1 particular map, and then the computer would</p> <p>2 automatically generate it and spit it out to you; is</p> <p>3 that correct?</p> <p>4 A. Correct.</p> <p>5 Q. Okay. Now, in looking at the maps for</p> <p>6 which there are demographic information -- and I</p> <p>7 should back up because I don't know this.</p> <p>8 A number of these maps have the header</p> <p>9 RD, and then a number that follows. What does the</p> <p>10 "RD" represent?</p> <p>11 A. I am not sure. Maybe it's Representative</p> <p>12 District.</p> <p>13 Q. Okay.</p> <p>14 A. I am not sure.</p> <p>15 Q. Okay. That's fine. As I said before,</p> <p>16 it's not a guessing game. I just wanted the record</p> <p>17 to be complete, and I recalled that I hadn't asked</p> <p>18 you about that.</p> <p>19 There are a number of these districts,</p> <p>20 and I think there are 13 in total. Is that</p> <p>21 consistent with your recollection?</p> <p>22 A. I believe so.</p> <p>23 Q. All right. There are some of these</p> <p>24 districts that have majority Latino population and</p>	<p>32</p> <p>1 And I am -- I am grasping to understand</p> <p>2 how that could have any relevance to a case</p> <p>3 involving a Congressional map. And I think at this</p> <p>4 point it's becoming abusive and harassing to the</p> <p>5 witness, because he's going to be deposed on these</p> <p>6 issues --</p> <p>7 MS. LIGHTFOOT: He certainly looks harassed and</p> <p>8 abused.</p> <p>9 MR. BRUCE: I guess that's your stab at levity.</p> <p>10 But I do feel strongly that we are</p> <p>11 getting pretty far afield from the issues that are</p> <p>12 raised in the Plaintiffs' complaint.</p> <p>13 So maybe, Lori, if you could articulate</p> <p>14 on the record why you think it's relevant in this</p> <p>15 case, and -- you know, because I don't want to be</p> <p>16 here going through all of this when he's going to be</p> <p>17 deposed in the near future on these matters.</p> <p>18 MS. LIGHTFOOT: Well, I will, if you -- if you</p> <p>19 are finished with your objection, we will be quickly</p> <p>20 getting to why I think it's relevant in about three</p> <p>21 questions.</p> <p>22 MR. TRISTAN: And my objection continues. And</p> <p>23 to the extent that we will permit this line of</p> <p>24 questioning, at some point, though, we are going to</p>



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<p style="text-align: right;">33</p> <p>1 have to get back to the issue that we are here. So</p> <p>2 on that note -- if I can finish --</p> <p>3 MS. LIGHTFOOT: Sure. Please.</p> <p>4 MR. TRISTAN: -- we will allow those three</p> <p>5 questions, and hopefully we will get to, you know --</p> <p>6 I am not waiving any future objections to any of</p> <p>7 those three questions, but certainly to the extent</p> <p>8 that soon after that we better -- we should arrive</p> <p>9 at the reason that we were brought here.</p> <p>10 MS. LIGHTFOOT: Well, if we can dispense with</p> <p>11 the paragraph-long speaking objections, we will</p> <p>12 probably get there relatively quickly.</p> <p>13 MR. TRISTAN: Is that one of your questions,</p> <p>14 Counsel?</p> <p>15 MS. LIGHTFOOT: Sorry, Mr. Tristan?</p> <p>16 MR. TRISTAN: Is that one of the three</p> <p>17 questions?</p> <p>18 MS. LIGHTFOOT: Pardon me?</p> <p>19 MR. TRISTAN: Continue.</p> <p>20 MS. LIGHTFOOT: Is that your attempt at</p> <p>21 sarcasm, sir?</p> <p>22 MR. TRISTAN: Sorry?</p> <p>23 MS. LIGHTFOOT: Is that your attempt at</p> <p>24 sarcasm?</p>	<p style="text-align: right;">35</p> <p>1 A. Yes.</p> <p>2 Q. Also on the Proposed, it has a Hispanic</p> <p>3 voting age percentage of 48.17 percent. Do you see</p> <p>4 that, sir?</p> <p>5 A. Correct.</p> <p>6 Q. And if you turn to the next page, RD 60,</p> <p>7 under Proposed, that has Hispanic voting age</p> <p>8 percentage of 49.3 percent. Do you see that, sir?</p> <p>9 A. Correct.</p> <p>10 Q. And then similarly, RD 43 has Hispanic</p> <p>11 voting age percentage of 49.05 percent, correct?</p> <p>12 A. Correct.</p> <p>13 Q. And the next one, RD 77, has Hispanic</p> <p>14 age -- sorry, Hispanic voting age percentage of</p> <p>15 48.32 percent, correct?</p> <p>16 A. Correct.</p> <p>17 Q. And RD 83, which is the next page, has</p> <p>18 Hispanic voting age percentage of 49.49 percent,</p> <p>19 correct?</p> <p>20 A. Correct.</p> <p>21 Q. And then the final page of this exhibit,</p> <p>22 Proposed West Chicago District, has a proposed</p> <p>23 Hispanic voting age percentage -- or has a Hispanic</p> <p>24 voting age percentage of 46.81 percent, correct?</p>
<p style="text-align: right;">34</p> <p>1 MR. TRISTAN: Perhaps. But you can continue.</p> <p>2 MS. LIGHTFOOT: Can we go back to the question</p> <p>3 that was pending before we went off on this little</p> <p>4 frolic and detour? I don't know that I got an</p> <p>5 answer to my question.</p> <p>6 (WHEREUPON, the record was read by</p> <p>7 the reporter.)</p> <p>8 MR. TRISTAN: Objection, foundation.</p> <p>9 BY MS. LIGHTFOOT:</p> <p>10 Q. Sir, if you take a look at -- and I will</p> <p>11 highlight them for you -- Exhibit 1. Look, for</p> <p>12 example, page 3, which is RD 2.</p> <p>13 Do you see that, sir?</p> <p>14 A. Uh-huh. Yes.</p> <p>15 Q. And the -- in the column that says</p> <p>16 Proposed -- do you see that?</p> <p>17 A. Yes.</p> <p>18 Q. There's a -- the very last column, it</p> <p>19 says "Hispanic voting age percentage," and it says</p> <p>20 49.3 percent, correct?</p> <p>21 A. Correct.</p> <p>22 Q. And if you look at the -- let's see.</p> <p>23 If you look at, several pages in,</p> <p>24 RD 40. Do you have that one in front of you, sir?</p>	<p style="text-align: right;">36</p> <p>1 A. Correct.</p> <p>2 Q. By the way, just on -- so the record is</p> <p>3 clear, on the last page, this Proposed Chicago</p> <p>4 District, unlike the other districts that are</p> <p>5 contained in this exhibit, doesn't appear to have</p> <p>6 any demographic information on Existing; is that</p> <p>7 correct?</p> <p>8 A. Correct.</p> <p>9 Q. Do you know why that is?</p> <p>10 A. Because --</p> <p>11 MR. BRUCE: Objection. I'm sorry. Objection,</p> <p>12 foundation. Go ahead.</p> <p>13 BY MS. LIGHTFOOT:</p> <p>14 Q. Do you know why that is, sir?</p> <p>15 A. The district doesn't exist.</p> <p>16 Q. So this was a brand new district that UNO</p> <p>17 and the other folks with you were proposing,</p> <p>18 correct?</p> <p>19 A. Correct.</p> <p>20 Q. Now, are you familiar with the term</p> <p>21 "Cross-over district"?</p> <p>22 MR. BRUCE: Objection, foundation.</p> <p>23 BY THE WITNESS:</p> <p>24 A. Yes.</p>



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<p>37</p> <p>1 BY MS. LIGHTFOOT:</p> <p>2 Q. And, in fact, you testified about that</p> <p>3 term in your various testimony before the</p> <p>4 redistricting committees in the hearings this</p> <p>5 spring; is that correct?</p> <p>6 MR. BRUCE: Objection, relevancy, foundation.</p> <p>7 BY THE WITNESS:</p> <p>8 A. That's correct.</p> <p>9 BY MS. LIGHTFOOT:</p> <p>10 Q. How do you -- when you were testifying</p> <p>11 about cross-over districts, can you tell us what you</p> <p>12 meant by "Cross-over districts"?</p> <p>13 MR. TRISTAN: Objection.</p> <p>14 MR. BRUCE: Foundation, relevancy.</p> <p>15 MR. TRISTAN: And again, Counsel, I think with</p> <p>16 respect to cross-over districts, to the extent that</p> <p>17 cross-over districts are relevant in Federal</p> <p>18 litigation, with Congressional maps my objection</p> <p>19 stands. And I assume that we are going to get very</p> <p>20 quickly to the reason that we are here for the</p> <p>21 Congressional litigation.</p> <p>22 MS. LIGHTFOOT: I think we are here.</p> <p>23 BY MS. LIGHTFOOT:</p> <p>24 Q. Can you answer my question, sir? And if</p>	<p>39</p> <p>1 looking at areas that are -- maybe influence</p> <p>2 districts, not majority -- vast majority Latino, in</p> <p>3 our case, what we were looking at.</p> <p>4 And so it might have meant that looking</p> <p>5 at areas that had more of a -- not -- not a super</p> <p>6 majority or majority, but had enough influence</p> <p>7 within -- within the district.</p> <p>8 BY MS. LIGHTFOOT:</p> <p>9 Q. And when you say "Had enough influence</p> <p>10 within the district," what do you mean by that, sir?</p> <p>11 MR. BRUCE: Same objection.</p> <p>12 MR. TRISTAN: Same objection.</p> <p>13 MR. BRUCE: I'm sorry, I didn't mean to</p> <p>14 interrupt. I am objecting to the extent that it</p> <p>15 calls for a legal conclusion. I would further</p> <p>16 object based on foundation of this witness to</p> <p>17 testify to that. And I would object on relevancy</p> <p>18 with respect to asking questions about State map --</p> <p>19 MS. LIGHTFOOT: I am not asking questions about</p> <p>20 the State map. I am asking questions about his</p> <p>21 understanding of these terms which, as you know,</p> <p>22 Mr. Bruce, are applicable in the context of the</p> <p>23 Congressional redistricting and reapportioning</p> <p>24 cases.</p>
<p>38</p> <p>1 you don't have it in mind, we can have it read back.</p> <p>2 MR. BRUCE: Same objections.</p> <p>3 (WHEREUPON, the record was read by</p> <p>4 the reporter.)</p> <p>5 BY THE WITNESS:</p> <p>6 A. In what context? What was -- what was</p> <p>7 the question that was asked?</p> <p>8 BY MS. LIGHTFOOT:</p> <p>9 Q. You testified -- you made comments about</p> <p>10 majority Latino districts; is that correct, sir?</p> <p>11 A. Probably.</p> <p>12 Q. Okay. And you also used the term</p> <p>13 "Cross-over districts," correct?</p> <p>14 A. Uh-huh. Probably.</p> <p>15 Q. When you -- what I am asking is, when you</p> <p>16 used the term "Cross-over district," what did you</p> <p>17 mean that -- what did you mean by that?</p> <p>18 MR. BRUCE: Objection to the extent it calls</p> <p>19 for a legal conclusion, foundation, and relevancy in</p> <p>20 this Federal case.</p> <p>21 BY THE WITNESS:</p> <p>22 A. I don't recall having used the word</p> <p>23 "Cross-over." I may have. And what I probably</p> <p>24 meant, if I used that word -- that phrase, is</p>	<p>40</p> <p>1 MR. BRUCE: If he knows. Go ahead.</p> <p>2 BY MS. LIGHTFOOT:</p> <p>3 Q. Let me reask the question.</p> <p>4 Since you used the term "Influence within</p> <p>5 a district," what did you mean by that, sir?</p> <p>6 MR. BRUCE: Objection, foundation.</p> <p>7 BY THE WITNESS:</p> <p>8 A. At no time did I use those words in</p> <p>9 reference to any Congressional --</p> <p>10 BY MS. LIGHTFOOT:</p> <p>11 Q. I am asking you --</p> <p>12 A. -- district.</p> <p>13 Q. -- what -- just so we are clear -- and</p> <p>14 I'm sorry to interrupt you.</p> <p>15 You just used that term about ten seconds</p> <p>16 ago, excising out the objections. And what I want</p> <p>17 to know is what you mean by that.</p> <p>18 A. As it pertains to the State maps.</p> <p>19 Q. As it pertains in any concept -- in any</p> <p>20 context that you would use the term "Influence</p> <p>21 within a district."</p> <p>22 MR. BRUCE: Objection, foundation, form,</p> <p>23 relevancy.</p> <p>24 MR. TRISTAN: Objection, vague.</p>



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<p>41</p> <p>1 BY THE WITNESS:</p> <p>2 A. Again, as it pertains to a State map --</p> <p>3 because I assume -- I am a little confused as to</p> <p>4 what we are discussing here. But when we were</p> <p>5 looking at the State maps -- if that's what we are</p> <p>6 talking about now -- looking at areas -- I think our</p> <p>7 position was always not losing the gains that we</p> <p>8 have made over the last ten years.</p> <p>9 There is a possibility of adding on</p> <p>10 influence areas within a district. So some of the</p> <p>11 districts that you pointed out that don't have a</p> <p>12 majority Hispanic voting age, clearly, there's a</p> <p>13 community of interest there; not enough,</p> <p>14 necessarily, to elect a Hispanic, I guess you can</p> <p>15 say, but enough to have their interests in some way</p> <p>16 looked at.</p> <p>17 BY MS. LIGHTFOOT:</p> <p>18 Q. Okay. You -- I have read a lot of your</p> <p>19 testimony from the various hearings, and there's one</p> <p>20 phrase that you used a lot, and I just want to read</p> <p>21 that to you, to help you contextualize it. And this</p> <p>22 is drawn from a May 21st hearing of the Senate</p> <p>23 Redistricting Committee. It's a public hearing that</p> <p>24 was held here in Chicago.</p>	<p>43</p> <p>1 for Fair Redistricting support of the map proposed</p> <p>2 by the Illinois Senate. We stand by our consistent</p> <p>3 position that we need to protect the Latino</p> <p>4 community's means over the past two decades, and</p> <p>5 also expand our representation based upon our</p> <p>6 population growth."</p> <p>7 Do you see that, sir?</p> <p>8 A. Uh-huh. Yes.</p> <p>9 Q. You have to answer verbally.</p> <p>10 So this was a statement, this, kind of,</p> <p>11 opening stanza, if you will, that you made at a</p> <p>12 number of public hearings, both before and after</p> <p>13 there were any maps that were introduced; is that</p> <p>14 correct?</p> <p>15 MR. TRISTAN: Objection, foundation, vague.</p> <p>16 Please be specific as to for which maps.</p> <p>17 MR. BRUCE: I join in the objection.</p> <p>18 BY MS. LIGHTFOOT:</p> <p>19 Q. Did you make this statement more than</p> <p>20 once, sir, in the context -- and again, if you want</p> <p>21 to -- we can spend time going through all of the</p> <p>22 various parts -- but it looks like you had written</p> <p>23 testimony, and you made this statement a number of</p> <p>24 times.</p>
<p>42</p> <p>1 MR. TRISTAN: If you will allow us to also get</p> <p>2 to the same page. We have brought those transcripts</p> <p>3 as well.</p> <p>4 MS. LIGHTFOOT: In fact, we can just mark it.</p> <p>5 MR. TRISTAN: That might be easier.</p> <p>6 MS. LIGHTFOOT: Mark it as 2.</p> <p>7 (WHEREUPON, a certain document was</p> <p>8 marked Rangel Deposition Exhibit</p> <p>9 No. 2, for identification, as of</p> <p>10 10/6/11.)</p> <p>11 BY MS. LIGHTFOOT:</p> <p>12 Q. Sir, you now have before you what's been</p> <p>13 marked as Rangel Exhibit Number 2. As you see from</p> <p>14 the first page, this is a transcript of a public</p> <p>15 hearing that was held before the 2011 Illinois State</p> <p>16 Senate Redistricting Committee on May 21st here in</p> <p>17 Chicago.</p> <p>18 And I am going to direct you to what is</p> <p>19 numbered page 15. And if you look at the preceding</p> <p>20 page on page 14, you are introducing yourself as the</p> <p>21 CEO of UNO, Latin Coalition for Fair Redistricting.</p> <p>22 I am going to ask you about the next</p> <p>23 page, which is lines 6 through 12. And it reads,</p> <p>24 quote, "I am here to express the Latino Coalition</p>	<p>44</p> <p>1 A. I --</p> <p>2 MR. BRUCE: I don't even know if that's a</p> <p>3 question. I object to the form.</p> <p>4 BY MS. LIGHTFOOT:</p> <p>5 Q. Go ahead, sir.</p> <p>6 A. I don't mean any disrespect to court</p> <p>7 reporters, but I don't think the word "Means" is</p> <p>8 correct. I might have said Latino community's</p> <p>9 gains --</p> <p>10 Q. Okay.</p> <p>11 A. -- over the past two decades.</p> <p>12 But if this is what it says, I guess this</p> <p>13 is what I said at the time.</p> <p>14 Q. And is it correct, sir, that the Latino</p> <p>15 Coalition for Fair Redistricting that you were a</p> <p>16 part of had two primary objectives in looking at</p> <p>17 redistricting in Illinois, whether it was the State</p> <p>18 map or the Congressional map?</p> <p>19 MR. TRISTAN: Objection, vague.</p> <p>20 MS. LIGHTFOOT: Sir, I haven't even asked the</p> <p>21 question.</p> <p>22 MR. TRISTAN: I am already confused. Sorry.</p> <p>23 MS. LIGHTFOOT: Apparently. Let me ask the</p> <p>24 question. Then you can interpose your objection.</p>



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<p>1 MR. TRISTAN: Please start the question over.</p> <p>2 BY MS. LIGHTFOOT:</p> <p>3 Q. Sir, was it the case that the Latino</p> <p>4 Coalition for Fair Redistricting had two primary</p> <p>5 objectives with respect to the redistricting process</p> <p>6 in Illinois, whether it was the State map or the</p> <p>7 Congressional map? One was to protect the Latino</p> <p>8 community's gains over the past two decades? Was</p> <p>9 that one of the objectives, sir?</p> <p>10 MR. TRISTAN: Objection.</p> <p>11 MR. BRUCE: Objection to the form. It's</p> <p>12 compound. You are now asking about both the</p> <p>13 Congressional and State. You are muddling the</p> <p>14 issues. He never testified to that. You haven't</p> <p>15 asked him what his involvement in the Congressional</p> <p>16 maps was at all. And so I object. That</p> <p>17 mischaracterizes his testimony. I object to the</p> <p>18 foundation and relevancy.</p> <p>19 MR. TRISTAN: Same objection as to compound. I</p> <p>20 lost track after the third question. So if you can</p> <p>21 just narrow it down to one per question.</p> <p>22 MS. LIGHTFOOT: Re-read my question back,</p> <p>23 please. I want an answer to that.</p> <p>24</p>	<p>45</p> <p>1 Q. And my question, sir, was, with respect</p> <p>2 to -- let's talk about the Congressional map</p> <p>3 specifically. With respect to the Congressional</p> <p>4 map -- well, let me back up.</p> <p>5 With respect to the State map, you have</p> <p>6 said -- and the Exhibit 2 that we have in front of</p> <p>7 you -- was that there were three objectives now.</p> <p>8 And let me make sure that I have got them right.</p> <p>9 One was to protect the Latino community's gains over</p> <p>10 the past two decades. Was that one of the</p> <p>11 objectives with respect to the State map?</p> <p>12 A. Correct.</p> <p>13 Q. The other was to expand the Latino</p> <p>14 community's representation based upon the population</p> <p>15 growth that occurred over the past decade here in</p> <p>16 Illinois; is that correct?</p> <p>17 A. Correct.</p> <p>18 Q. And sounds like there was a third</p> <p>19 objective, which was to make sure that the rights</p> <p>20 and objectives of other minority groups in the state</p> <p>21 were also respected; is that correct?</p> <p>22 A. Correct.</p> <p>23 Q. With -- keeping those three objectives in</p> <p>24 mind, sir, were those objectives the same or</p>
<p>46</p> <p>1 (WHEREUPON, the record was read by</p> <p>2 the reporter.)</p> <p>3 BY THE WITNESS:</p> <p>4 A. Again, I think we took a very -- very</p> <p>5 specific position on the State map. And what you</p> <p>6 have in front of me here is my testimony for State</p> <p>7 Senate Redistricting Committee public hearing. And</p> <p>8 there were -- there were, actually, several other</p> <p>9 points. It was also ensuring that the civil rights</p> <p>10 of other minority groups were respected.</p> <p>11 BY MS. LIGHTFOOT:</p> <p>12 Q. Okay.</p> <p>13 A. I think those were the three points that</p> <p>14 we would always make as it pertains to the State</p> <p>15 maps.</p> <p>16 Q. Well, UNO has taken a position with</p> <p>17 respect to the Congressional map; isn't that</p> <p>18 correct, sir?</p> <p>19 A. Yes.</p> <p>20 Q. And your position was that, in effect,</p> <p>21 you were satisfied with only having one majority</p> <p>22 Latino district as proposed by the Springfield</p> <p>23 Democrats, correct?</p> <p>24 A. Correct.</p>	<p>48</p> <p>1 different with respect to the Congressional</p> <p>2 redistricting process that ensued here in Illinois?</p> <p>3 A. Well, it's apples and oranges. And I</p> <p>4 think those are two different processes --</p> <p>5 Q. Okay.</p> <p>6 A. -- in terms of what we are trying to --</p> <p>7 in terms of the objectives. And the three that you</p> <p>8 just mentioned, the three objectives, were very</p> <p>9 specific to our State remap position.</p> <p>10 Q. Did you have any specific objectives with</p> <p>11 respect to the Congressional redistricting process,</p> <p>12 sir?</p> <p>13 A. We never undertook a process with the</p> <p>14 Congressional maps as we did with the State.</p> <p>15 Q. Okay.</p> <p>16 A. We did take a position, but it wasn't</p> <p>17 through a process like we had done with the State</p> <p>18 maps, of drawing maps, or anything like that.</p> <p>19 Q. So let me explore that a little bit more.</p> <p>20 When you say that "We never undertook a</p> <p>21 process," with respect to the Congressional map,</p> <p>22 what specifically are you referring to, sir?</p> <p>23 A. Drawing maps and -- like we did very</p> <p>24 specific work that was done with the State maps.</p>



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<p>49</p> <p>1 Q. Okay. Let's explore that a little bit.</p> <p>2 So, for example, sir -- and this is -- I</p> <p>3 am going to try to do a compare and contrast; what</p> <p>4 you did with the State map versus what you did or</p> <p>5 didn't do with respect to the Congressional map.</p> <p>6 Obviously, as we put in front of you with</p> <p>7 Exhibit 1, you undertook the process of going down</p> <p>8 to Springfield, drawing some particular districts,</p> <p>9 and then proposing those districts as part of the</p> <p>10 public hearing process, correct?</p> <p>11 A. Correct.</p> <p>12 MR. BRUCE: Objection to form.</p> <p>13 BY MS. LIGHTFOOT:</p> <p>14 Q. Did you engage in any similar exercise of</p> <p>15 drawing any draft Congressional districts as part of</p> <p>16 the redistricting process for the Congressional</p> <p>17 maps?</p> <p>18 MR. BRUCE: I'm sorry. Same objection.</p> <p>19 BY THE WITNESS:</p> <p>20 A. No.</p> <p>21 BY MS. LIGHTFOOT:</p> <p>22 Q. Okay. Did you, sir -- and again, looking</p> <p>23 at the demographic information that is on the</p> <p>24 Exhibit 1 that we put in front of you.</p>	<p>51</p> <p>1 see that, sir?</p> <p>2 A. Yes.</p> <p>3 Q. On the -- and there's certain demographic</p> <p>4 information; Total Pop, Hispanic Pop, Voting Age,</p> <p>5 and so forth. Do you see that, sir?</p> <p>6 A. Correct.</p> <p>7 Q. Aside from having this information</p> <p>8 reflected on the maps that were drawn -- and it</p> <p>9 sounds like it was automatically generated by the</p> <p>10 computer once you printed the map; is that correct?</p> <p>11 A. Correct.</p> <p>12 Q. Aside from seeing this information that</p> <p>13 was automatically generated by the software program</p> <p>14 that was used to draw these particular maps, did you</p> <p>15 otherwise review any other demographic information</p> <p>16 as part of your State map-making exercise?</p> <p>17 MR. TRISTAN: Objection as to relevance with</p> <p>18 respect to the processes that were used for the</p> <p>19 drawing of the State map.</p> <p>20 MR. BRUCE: Same objection.</p> <p>21 BY THE WITNESS:</p> <p>22 A. For the purpose of the -- drawing the</p> <p>23 State maps --</p> <p>24 BY MS. LIGHTFOOT:</p>
<p>50</p> <p>1 I take it that you -- I will ask you.</p> <p>2 Did you, for purposes of the 13 districts that you</p> <p>3 drew which are embodied in Exhibit 1, did you review</p> <p>4 any specific demographic information, other than</p> <p>5 what was, kind of, automatically put in on the</p> <p>6 maps -- let me ask a better question.</p> <p>7 Aside from the demographic information</p> <p>8 that is reflected on the maps that are embodied in</p> <p>9 Exhibit 1, did you -- and I mean you, Mr. Rangel --</p> <p>10 and I will ask you another question -- but did you</p> <p>11 review any other demographic information about the</p> <p>12 State of Illinois State districts?</p> <p>13 MR. BRUCE: Objection, form, foundation, and</p> <p>14 relevancy.</p> <p>15 BY THE WITNESS:</p> <p>16 A. You lost me there.</p> <p>17 BY MS. LIGHTFOOT:</p> <p>18 Q. Okay. Take a look at Exhibit 1.</p> <p>19 A. Uh-huh.</p> <p>20 Q. And look at the second page. Do you have</p> <p>21 that, sir?</p> <p>22 A. Yes.</p> <p>23 Q. All right. As we established earlier,</p> <p>24 there's two columns; Existing and Proposed. Do you</p>	<p>52</p> <p>1 Q. Correct?</p> <p>2 A. -- as we found it? Not specifically, no.</p> <p>3 Q. Okay. So then let's shift gears and talk</p> <p>4 about the Congressional.</p> <p>5 I take it then, sir -- but you will tell</p> <p>6 me -- did you look at any specific demographic</p> <p>7 information as -- on -- related to any Congressional</p> <p>8 maps leading up to UNO taking a position vis-a-vis</p> <p>9 the Congressional map?</p> <p>10 MR. BRUCE: Objection to the form. Go ahead.</p> <p>11 BY THE WITNESS:</p> <p>12 A. To the degree that we did for the State</p> <p>13 maps, no.</p> <p>14 BY MS. LIGHTFOOT:</p> <p>15 Q. To any degree?</p> <p>16 A. Just general population numbers that we</p> <p>17 know, but not -- not in terms of engaging in a</p> <p>18 Congressional district map process.</p> <p>19 Q. Okay. And --</p> <p>20 MR. BRUCE: Lori, if you can wait until the</p> <p>21 witness finishes his answer before you begin the</p> <p>22 next one, I think that's appropriate.</p> <p>23 MS. LIGHTFOOT: I didn't know that I was</p> <p>24 interrupting the witness, sir.</p>



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<p>53</p> <p>1 BY MS. LIGHTFOOT:</p> <p>2 Q. When you say general population numbers,</p> <p>3 what are you referring to, sir?</p> <p>4 A. Well, I think that's common knowledge</p> <p>5 that there's been a population growth within the</p> <p>6 Latino community in the state of Illinois.</p> <p>7 Q. So you are talking about, kind of,</p> <p>8 general census information about the growth in the</p> <p>9 Latino population here in Illinois; is that correct?</p> <p>10 A. Correct.</p> <p>11 Q. All right. Aside from that kind of</p> <p>12 general census information about the growth in</p> <p>13 Latino population in Illinois, did you look at any</p> <p>14 other demographic information related to any</p> <p>15 population changes in Illinois relative to the</p> <p>16 Congressional redistricting process?</p> <p>17 A. No.</p> <p>18 MR. TRISTAN: Objection.</p> <p>19 BY MS. LIGHTFOOT:</p> <p>20 Q. And let me broaden the question just --</p> <p>21 and I think I know what the answer is, but let me</p> <p>22 just make sure.</p> <p>23 Aside from what you personally may have</p> <p>24 done, are you aware of anybody acting on behalf of</p>	<p>55</p> <p>1 I think it's, again, just those words put together</p> <p>2 means something. I don't know that I can say I</p> <p>3 learned it here or there.</p> <p>4 I assume it means that there's votes</p> <p>5 based on a certain race that vote in a certain way.</p> <p>6 BY MS. LIGHTFOOT:</p> <p>7 Q. Okay. I won't confirm that that's</p> <p>8 accurate or not. But let me ask this question then:</p> <p>9 Did you -- and I am talking about you personally --</p> <p>10 engage in any racial block voting analysis with</p> <p>11 respect to anything related to Congressional</p> <p>12 redistricting in 2010 or 2011?</p> <p>13 MR. TRISTAN: Objection, foundation.</p> <p>14 BY THE WITNESS:</p> <p>15 A. No.</p> <p>16 MR. BRUCE: Same objection.</p> <p>17 BY MS. LIGHTFOOT:</p> <p>18 Q. Okay. Did anyone acting -- did UNO</p> <p>19 itself or did it cause any racial block voting</p> <p>20 analysis to be conducted related to the</p> <p>21 Congressional redistricting process in either 2010</p> <p>22 or -- hold on, sir -- let me just finish asking the</p> <p>23 question -- in either 2010 or 2011?</p> <p>24 MR. BRUCE: Objection, form.</p>
<p>54</p> <p>1 UNO who reviewed any demographic information related</p> <p>2 to population in Illinois in connection with a</p> <p>3 Congressional as opposed to a State redistricting</p> <p>4 process?</p> <p>5 A. No.</p> <p>6 Q. Okay.</p> <p>7 (WHEREUPON, discussion was had off</p> <p>8 the record.)</p> <p>9 BY MS. LIGHTFOOT:</p> <p>10 Q. Let me shift gears and ask you some other</p> <p>11 questions, sir.</p> <p>12 Are you familiar with the term "Racial</p> <p>13 block voting"?</p> <p>14 MR. BRUCE: Objection, foundation.</p> <p>15 BY THE WITNESS:</p> <p>16 A. Yes, I guess. It's almost</p> <p>17 self-explanatory.</p> <p>18 BY MS. LIGHTFOOT:</p> <p>19 Q. Well, okay.</p> <p>20 How is it that you are familiar with the</p> <p>21 term "Racial block voting"?</p> <p>22 MR. BRUCE: Same objection.</p> <p>23 BY THE WITNESS:</p> <p>24 A. I don't know that I am familiar with it.</p>	<p>56</p> <p>1 MR. TRISTAN: Objection as to the form.</p> <p>2 Objection as to asked and answered in that the</p> <p>3 witness has stated that he was not involved in the</p> <p>4 process.</p> <p>5 MS. LIGHTFOOT: I asked him about him</p> <p>6 personally, and now I asked about the organization</p> <p>7 or anybody acting on the organization's behalf.</p> <p>8 BY MS. LIGHTFOOT:</p> <p>9 Q. Do you have that question in mind or</p> <p>10 should I restate?</p> <p>11 A. Restate it.</p> <p>12 Q. Just so you are clear, the way I am going</p> <p>13 to ask these questions is what you personally did --</p> <p>14 A. Sure.</p> <p>15 Q. -- and then I am going to ask what UNO</p> <p>16 did or anybody acting on UNO's behalf. So that's</p> <p>17 the dichotomy. So the topic -- each topic that I go</p> <p>18 into will have two parts to it.</p> <p>19 A. Sure.</p> <p>20 Q. What you know -- what you may have done</p> <p>21 personally, and what UNO did. You understand that</p> <p>22 distinction?</p> <p>23 A. Yes.</p> <p>24 Q. Let me go back.</p>



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<p>57</p> <p>1 I previously asked you about what you did 2 or didn't do regarding racial block voting analysis. 3 My question then, sir, is, are you aware 4 of whether or not either UNO or anyone or entity 5 acting on behalf of UNO conducted any racial block 6 voting analysis related to the Congressional 7 redistricting process in either 2010 or 2011? 8 A. No. 9 Q. Okay. Same, kind of, two-part question. 10 And the topic is the effectiveness of any Latino 11 district. So that's the topic. 12 The question is whether or not you 13 personally conducted any kind of analysis which 14 attempted to determine the effectiveness of any 15 Latino majority district related to Congressional 16 redistricting. 17 A. No. 18 Q. All right. Same topic. The question is, 19 did UNO or anyone acting on behalf of UNO conduct 20 any kind of analysis regarding the effectiveness of 21 any Latino majority district related to 22 Congressional redistricting. 23 A. No. 24 Q. Slightly different topic, but similar to</p>	<p>59</p> <p>1 an earmuff? 2 A. Correct. 3 Q. Okay. So I am going to use that term. I 4 just want to make sure that you understood it. 5 With respect to the earmuff, did you 6 conduct any analysis to determine whether or not the 7 two Latino enclaves that are connected by the 8 connector could be uncoupled to have viable Latino 9 districts? 10 MR. TRISTAN: Objection, asked and answered. 11 MR. BRUCE: Objection to the form and 12 foundation. Go ahead, sir. 13 BY THE WITNESS: 14 A. Could you repeat the first part of the 15 question? 16 BY MS. LIGHTFOOT: 17 Q. Sure. Let me lay a little more 18 foundation so the question is a little more 19 comprehensible. 20 You are familiar with the earmuff, 21 correct? 22 A. Uh-huh. Yes. 23 Q. And you are aware, sir, are you not, that 24 the earmuff, the connector piece, essentially</p>
<p>58</p> <p>1 the last one. 2 Did you conduct any analysis to determine 3 whether or not, with respect to the Congressional 4 redistricting, there could be drawn two Latino 5 majority districts? 6 A. No. 7 Q. Did UNO, or anyone acting on behalf of 8 UNO, undertake any analysis to determine whether or 9 not there could be drawn two Latino majority 10 districts in the Congressional context? 11 A. No. 12 Q. All right. Did you conduct any analysis 13 to determine -- well, let me back up and set the 14 foundation. 15 You are familiar with Congressional 16 District 4, correct? 17 A. Uh-huh. Yes. 18 Q. And you understand Congressional District 19 4 to be a Congressional district that, for the last 20 20 years, has been represented by Congressman 21 Gutierrez, correct? 22 A. Correct. 23 Q. Are you aware that -- that the 24 Congressional District 4 is sometimes referred to as</p>	<p>60</p> <p>1 connects a Hispanic enclave -- Latino enclave 2 district on the North side of Chicago with a Latino 3 enclave district on the South side of Chicago, 4 correct? 5 A. Correct. 6 Q. And you are familiar with the fact that 7 Congressman Davis' district kind of goes through the 8 middle of those two enclaves, like a cigar, so to 9 speak, correct? 10 A. Correct. 11 Q. Okay. What -- my question is whether or 12 not you conducted any analysis to determine whether 13 or not those two enclaves could be uncoupled, and 14 function as viable Latino districts. 15 A. No. 16 Q. My second part of that question: Did UNO 17 or anyone acting on behalf of UNO conduct any 18 analysis to determine whether or not those two 19 Latino enclaves could be uncoupled to create Latino 20 districts? 21 A. No. 22 Q. All right. Now, you have told me, in 23 effect, that neither you personally nor UNO did any 24 of the kind of extensive analysis on the</p>



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<p>61</p> <p>1 Congressional districts that was performed by UNO 2 and yourself vis-a-vis the State Legislative 3 districts; is that correct? 4 A. Correct. 5 Q. Let's say prior to -- prior to the end of 6 June of this year, okay, were you aware of whether 7 or not any elected officials from Springfield 8 conducted any kind of racial block voting analysis 9 related to the Congressional redistricting process? 10 A. Not specifically, no. 11 Q. Because you qualified it, I will have to 12 follow up. 13 What do you mean by "Not specifically," 14 sir? 15 A. Well, you said if I was aware. 16 Q. Yes. 17 A. I wasn't aware. I assumed that there's 18 analysis that's being done as the State is 19 conducting its business of drawing remaps, but I 20 don't have any specific knowledge to it. 21 Q. Okay. All right. And let me make sure 22 that I am clear. 23 So what you are, in essence, saying is 24 you made an assumption that somebody was probably</p>	<p>63</p> <p>1 A. Again, it's -- I don't know that we took 2 a position specifically to the map that was 3 approved. I think our position was the concept of 4 one Congressional district. 5 Q. Are you finished? 6 Okay. I don't want to be accused of 7 interrupting you. 8 All right. So let me ask it a different 9 way then, and make sure we are both on the same 10 page. 11 What you are saying is that UNO came out 12 in support of the concept of having one majority 13 Latino district; is that correct? 14 A. Correct. 15 Q. But UNO has not taken a position with 16 respect to the specific iteration of CD 4 that is in 17 the -- in the map that was passed by the General 18 Assembly and signed into law by the Governor; is 19 that the distinction you are drawing? 20 A. Yes, although, I think that we are 21 satisfied with the map that was produced by the 22 State because it followed the concept of one 23 Congressional district. 24 Q. Okay.</p>
<p>62</p> <p>1 doing it, but you don't have any particular 2 knowledge one way or the other; is that correct? 3 A. Correct. 4 Q. All right. UNO came out and supported 5 the Congressional map that was passed by the General 6 Assembly and signed into law by the Governor; is 7 that correct? 8 A. I don't know that it was -- the 9 Congressional map -- 10 Q. That's what I am talking about. 11 A. -- specifically? 12 I think our position was in support of 13 one Congressional district. 14 Q. Okay. 15 A. I am not sure about the specific map as 16 it's delineated throughout. But the concept of one 17 Congressional district is what we stood behind. 18 Q. And in fair point, I didn't mean to 19 overstate what your endorsement was. 20 So in other words, UNO has taken a 21 position that it supports the CD 4 as it is 22 reflected in the map that was passed by the General 23 Assembly and signed into law by the Governor, 24 correct?</p>	<p>64</p> <p>1 A. And all I am saying is in terms of the 2 lines, where the lines are drawn, what streets and 3 all that, it's -- we were happy that the State 4 followed what we believe is the best -- in the best 5 interest of our community at that time. 6 Q. I'm sorry, go ahead. 7 A. That's it. 8 Q. And that is one majority Latino -- 9 A. Congressional district, yes. 10 Q. Okay. In other words, you are not -- 11 neither you nor UNO are specifically endorsing the 12 various line drawing that constitutes CD 4; is that 13 correct? 14 A. I don't want to come across like we are 15 opposing it either. 16 Q. No, I understand. You qualified it, so I 17 just want to understand what the qualification 18 means. 19 A. I think our position was that this is our 20 preference of having one Congressional district, 21 along with a coalition of organizations that came 22 together. Whether it was a specific endorsement of 23 that map, I am not sure it was that either. But it 24 wasn't like we were opposed to the map so --</p>



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<p>65</p> <p>1 Q. I am just trying to get at -- let me just 2 ask it directly, since we are on the topic. 3 Has UNO taken any specific position 4 regarding the particular way in which CD 4, as 5 reflected in the map that was passed and signed into 6 law, have you taken any specific position as to that 7 particular district, beyond the concept of, We 8 support one majority Latino district? 9 A. I think our position was that we support 10 the map that was passed by the State because it 11 followed the concept. So it's kind of like -- I 12 don't mean to be obtuse about it. It's just that 13 the State passed a map, and even though we weren't 14 looking at the specific lines, it followed the 15 concept of one Congressional district, and we were 16 satisfied with that. 17 So I guess in some way we were endorsing 18 the map, without saying, This is the map that we 19 want. It's the concept of one Congressional 20 district. 21 Q. So in other words, in endorsing the 22 concept -- let's stick with that -- of one 23 Congressional district, it sounds like, based on the 24 comments that you just made and our previous</p>	<p>67</p> <p>1 it would be great to see two, three, four or more, 2 we settled on, kind of, the reality of voting 3 patterns within our community, and feeling that -- 4 unfortunately, that if we followed those trends, we 5 may lose the gains that we have made with having at 6 least one Congressional representative. 7 And so we came to the conclusion that 8 what was best at this time is to enhance that one 9 Congressional district to ensure that we don't lose 10 that. So that was the basis of our position. 11 Q. So you said a couple things there that I 12 want to just follow up with you on. 13 You said something about, The reality of 14 voting patterns within our community. What did you 15 mean by that, sir? 16 A. Unfortunately, Latinos vote in very small 17 numbers, and for different reasons. You have -- 18 could have a very large Latino population, but it 19 may not be a voting population. It may not be 20 eligible to vote. 21 And then you do have those that are 22 eligible to vote that may not vote themselves. And, 23 to me, that's kind of -- that's the certain reality 24 that we need to contend with. And in our ambition</p>
<p>66</p> <p>1 discussion about what analysis was done -- that UNO 2 or anybody acting on behalf of UNO hadn't sat down 3 and, you know, crunched the numbers, so to speak, of 4 what the specific demographic information was, 5 political data, or where particular lines may have 6 been drawn; is that correct? 7 A. Correct. 8 Q. All right. Okay. I now understand what 9 you were saying. 10 Tell me, sir, then why -- what was the 11 basis for UNO's endorsement of the concept of one 12 majority Latino Congressional district. 13 A. Sure. I think initially, just given the 14 census figures in the state of Illinois, it's 15 obvious the Latino community has grown. 16 Q. Sure. 17 A. And I think there's always been a desire 18 to see more representation on the Congressional 19 side. 20 But after having conversations with other 21 organizations in terms of what the position ought to 22 be, and try to present a united front on this topic, 23 kind of, was a give-and-take, in trying to figure 24 out what was best for our community. And as much as</p>	<p>68</p> <p>1 to try to get more districts, are we actually 2 diluting our strength that we have? So that was the 3 logic that we used. 4 Q. Let me ask you this then: With respect 5 to that concern about Latinos voting in small 6 numbers, and the potential to lose gains that had 7 come -- I am talking specifically about the 8 Congressional process -- are you aware of whether or 9 not any of the various groups that you were talking 10 about in arriving at this discussion, are you aware 11 that any of them had conducted any kind of specific 12 voting analysis of how Latinos vote anywhere in 13 Northern Illinois over any period of time? 14 A. I am not aware of a specific but, again, 15 I am going to assume that some of them had. 16 Q. So beyond your assumption, in any of 17 these conversations that you were having that led to 18 the conclusion that you could endorse the concept of 19 one Latino majority Congressional district, are you 20 aware for a fact as to whether or not any of the 21 various constituency groups that you were talking 22 with had actually done any kind of analysis of 23 Latino voting patterns in Northern Illinois -- and 24 by that I mean city of Chicago, Cook, suburban Cook,</p>



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<p>69</p> <p>1 at -- for any time period?</p> <p>2 MR. BRUCE: Objection, foundation.</p> <p>3 BY THE WITNESS:</p> <p>4 A. There's groups that do this. There has</p> <p>5 been analysis that has been done. Was it done</p> <p>6 specifically for this discussion? That I am not</p> <p>7 aware of.</p> <p>8 BY MS. LIGHTFOOT:</p> <p>9 Q. Okay. And that was my question, whether</p> <p>10 or not somebody came and said, Hey, we have done</p> <p>11 this -- in other words -- I am, obviously, making it</p> <p>12 up, because I wasn't part of the discussion -- We</p> <p>13 have done this analysis of how Latinos vote in city,</p> <p>14 county, suburban Cook, DuPage County, anywhere else</p> <p>15 in Northern Illinois, and here is what the results</p> <p>16 were? Anything along that line that were part of</p> <p>17 the discussions that you were in?</p> <p>18 A. Not specific to the Congressional -- no</p> <p>19 analysis -- I guess I should say I don't know that</p> <p>20 there were analyses that were done for the purpose</p> <p>21 of that discussion. But some of these organizations</p> <p>22 have histories of doing analyses and have expertise</p> <p>23 that we were relying on as well, and our own</p> <p>24 experiences within our communities.</p>	<p>71</p> <p>1 do.</p> <p>2 BY MS. LIGHTFOOT:</p> <p>3 Q. Again, this is just what you know, not</p> <p>4 what may have happened outside of your knowledge.</p> <p>5 A couple more topics, sir.</p> <p>6 Are you -- did you, you, Juan Rangel --</p> <p>7 this is actually going to be a three-part -- same</p> <p>8 topic, but three parts.</p> <p>9 Did you, Juan Rangel, conduct any kind of</p> <p>10 analysis to determine what the percentage of voting</p> <p>11 age population would be needed to have an effective</p> <p>12 district for Latinos, and, again, in the context of</p> <p>13 Congressional redistricting?</p> <p>14 A. No.</p> <p>15 Q. Did any -- did UNO or anyone on behalf of</p> <p>16 UNO conduct such an analysis to determine,</p> <p>17 essentially, what's the threshold level that we</p> <p>18 could be at, under 50 percent, to have a Latino</p> <p>19 district that would be effective?</p> <p>20 MR. BRUCE: Objection.</p> <p>21 MR. TRISTAN: Objection, compound and vague.</p> <p>22 MR. BRUCE: I'm sorry, objection, foundation,</p> <p>23 form. And I think it's seeking a legal conclusion.</p> <p>24 But go ahead, if you know the answer --</p>
<p>70</p> <p>1 Q. Okay. But nothing that was specifically</p> <p>2 done, that you are aware of, of analysis of Latino</p> <p>3 voting patterns in Northern Illinois and the</p> <p>4 boundaries that I have defined?</p> <p>5 A. Not in attempting to shape a</p> <p>6 Congressional district.</p> <p>7 Q. Okay. All right.</p> <p>8 Okay. Are you aware, sir, of whether or</p> <p>9 not either any of the -- and I am calling them</p> <p>10 constituency groups -- any of the groups that you</p> <p>11 were in discussion with regarding the Congressional</p> <p>12 redistricting process, did any kind of racial block</p> <p>13 voting analysis?</p> <p>14 We have talked about you. We have talked</p> <p>15 about UNO. But I want to expand it now to any of</p> <p>16 the groups that you were talking about in either --</p> <p>17 talking with in either 2010 or 2011, did any kind of</p> <p>18 racial block voting analysis in the context of</p> <p>19 thinking about Congressional redistricting.</p> <p>20 MR. BRUCE: Objection, asked and answered, and</p> <p>21 foundation. Go ahead.</p> <p>22 BY THE WITNESS:</p> <p>23 A. I am not aware of it. It's possible that</p> <p>24 they had in some of these groups. That's what they</p>	<p>72</p> <p>1 if you can answer.</p> <p>2 BY THE WITNESS:</p> <p>3 A. I am a little confused on the question.</p> <p>4 BY MS. LIGHTFOOT:</p> <p>5 Q. Fair enough. Let me restate it.</p> <p>6 We talked at the very beginning of our</p> <p>7 discussion here this morning -- you used the term</p> <p>8 "Influence within a district." Do you remember</p> <p>9 that, sir?</p> <p>10 A. Uh-huh.</p> <p>11 Q. Okay.</p> <p>12 A. Yes.</p> <p>13 Q. What I am asking you is whether or not</p> <p>14 UNO or anyone on behalf of UNO conducted any kind of</p> <p>15 analysis to determine what the Latino voting age</p> <p>16 population percentage could be to have influence</p> <p>17 within any particular Congressional district.</p> <p>18 A. No.</p> <p>19 Q. All right. Same question, but I am going</p> <p>20 to expand it out to the universe of folks that you</p> <p>21 were talking with throughout this process.</p> <p>22 In your discussions with these various</p> <p>23 constituency groups about the Congressional</p> <p>24 redistricting process, are you aware of whether or</p>



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<p>73</p> <p>1 not there was anyone who had conducted an analysis 2 to determine what the percentage of Latino voting 3 age population could be in order for Latinos to have 4 influence within a particular Congressional 5 district? 6 A. Same as before, I am not aware of 7 specifically but, again, I am assuming that because 8 of the work that these -- some of these other 9 organizations do, that they had done so; not 10 necessarily for -- not necessarily for the 11 Congressional map, perhaps, but I am not sure. But 12 analysis has been done by some of these groups in 13 the past. 14 Q. But as you sit here today, you are not 15 aware of any specific analysis that was done along 16 these lines, i.e., what's the threshold number that 17 we can -- that we should have ideally for Latino 18 voting age population, for Latinos to have influence 19 within a particular Congressional district? 20 A. No. 21 Q. Okay. 22 MS. LIGHTFOOT: Why don't we take a quick break 23 so the videographer can change the tape. 24 THE VIDEOGRAPHER: This is the end of Tape</p>	<p>75</p> <p>1 of whether or not anyone has done any analysis of 2 the Congressional map, aside from, obviously, the 3 parties to this litigation, but aside from that, are 4 you -- do you have any personal knowledge of whether 5 or not anyone else has done any analysis of any kind 6 related to the Congressional map since it was passed 7 and signed into law in June of this year? 8 A. No. 9 Q. All right. Aside from the various 10 constituency groups that you have talked about that 11 you were in conversation with -- and I mean the 12 broader you -- UNO and you personally were in 13 conversation with -- leading up to the position that 14 UNO ended up taking vis-a-vis the Congressional map, 15 were you in consultation with any elected officials 16 before UNO announced its support of the concept of 17 one Latino majority Congressional district? 18 A. The only person that we spoke -- elected 19 official that we spoke to regarding the 20 Congressional district was Congressman Gutierrez. 21 Q. Okay. Aside from Congressman Gutierrez, 22 for example, did you -- were you in consultation 23 with any elected official -- any State-elected 24 official -- by that I mean either a member of the</p>
<p>74</p> <p>1 Number 1. We are going off the record at 11:26. 2 (WHEREUPON, a recess was had.) 3 THE VIDEOGRAPHER: This is the beginning of 4 Tape Number 2. We are back on the record at 11:31. 5 BY MS. LIGHTFOOT: 6 Q. Mr. Rangel, I asked you a series of 7 questions about what, if any, analysis was done 8 vis-a-vis any congressional districts by either you, 9 UNO, and then I came back and asked you questions 10 about the various constituency groups that you were 11 talking with about the congressional process. 12 Just so I have tied up that topic area, 13 since the map was -- the congressional map was 14 signed into law in or about June of this year, 15 have -- are you aware of -- have you conducted any 16 kind of analysis related to the Congressional map at 17 all? 18 A. No. 19 Q. Okay. Has UNO or anyone acting on UNO's 20 behalf conducted any analysis of the Congressional 21 map since it was signed into law by the Governor in 22 June of this year? 23 A. No. 24 Q. All right. And similarly, are you aware</p>	<p>76</p> <p>1 Illinois House of Representatives or the Illinois 2 Senate -- regarding UNO's position about the one 3 majority Latino district? 4 A. No. 5 Q. Okay. Were you in contact with any staff 6 person for any State-elected official? 7 Again, I am defining that as a member of 8 the General Assembly. Were you in contact with any 9 staff person of a General Assembly member about 10 UNO's position regarding the one majority Latino 11 district? 12 A. No. 13 Q. Okay. Aside from your Counsel, did you 14 talk to anybody else about the fact that you were 15 going to be called for a deposition in this case? 16 A. Aside from Counsel? 17 Q. Yes. 18 A. Like -- like -- 19 Q. Anyone. 20 A. Just letting staff know that I am not 21 going to be in today. 22 Q. Okay. I take it Pat is probably your 23 assistant; is that correct? 24 A. Pardon me?</p>



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<p>77</p> <p>1 Q. Is Pat your assistant or --</p> <p>2 A. No.</p> <p>3 Q. Okay. Did you say --</p> <p>4 A. Other than the staff.</p> <p>5 Q. I'm sorry, staff. I misheard you.</p> <p>6 Okay. Other than staff, other than your</p> <p>7 Counsel, did you talk to anybody else about the fact</p> <p>8 that you were going to be deposed here today?</p> <p>9 A. No. I don't recall.</p> <p>10 Q. So, for example, did you meet with</p> <p>11 Mr. Bruce in advance of your deposition here today?</p> <p>12 A. Oh, yes.</p> <p>13 Q. When did you meet with Mr. Bruce?</p> <p>14 A. Yesterday.</p> <p>15 Q. And was that face to face or over the</p> <p>16 phone?</p> <p>17 A. Face to face.</p> <p>18 Q. And where did that meeting take place,</p> <p>19 sir?</p> <p>20 A. In his office.</p> <p>21 Q. Okay. Was that at your initiation or at</p> <p>22 Mr. Bruce's initiation, if you know?</p> <p>23 A. That was -- I don't know -- I don't</p> <p>24 recall if it was our attorneys that worked on -- are</p>	<p>79</p> <p>1 yesterday?</p> <p>2 A. Repeat the question again.</p> <p>3 Q. We have talked a lot today about the --</p> <p>4 your knowledge or -- and maybe lack thereof, about</p> <p>5 the Congressional redistricting process, correct?</p> <p>6 A. Correct. Uh-huh.</p> <p>7 Q. Did you talk with Mr. Bruce when you met</p> <p>8 with him yesterday about anything related to the</p> <p>9 Congressional redistricting process?</p> <p>10 A. We talked about the deposition. So the</p> <p>11 deposition is about the Congressional district. So</p> <p>12 yes, I guess.</p> <p>13 Q. And what specifically did you talk about,</p> <p>14 sir?</p> <p>15 A. Just kind of what to expect in terms of</p> <p>16 this process, and always told me to be truthful.</p> <p>17 Q. Did you talk about any of the questions</p> <p>18 that we talked about here today?</p> <p>19 A. We talked about possible questions that</p> <p>20 would be asked.</p> <p>21 Q. Like what?</p> <p>22 A. Some of the questions that you asked</p> <p>23 today.</p> <p>24 Q. For example?</p>
<p>78</p> <p>1 working on this.</p> <p>2 Q. And what did Mr. Bruce ask you about?</p> <p>3 A. Asked -- it was more of -- kind of what</p> <p>4 this process is, what -- the deposition and what to</p> <p>5 expect, kind of thing.</p> <p>6 Q. Okay. And did you talk about anything</p> <p>7 else with Mr. Bruce?</p> <p>8 A. Other than -- I am not sure what your</p> <p>9 question is.</p> <p>10 Q. Well, you just said that one of the</p> <p>11 things that you talked about with Mr. Bruce was what</p> <p>12 the deposition process was going to be like.</p> <p>13 Did you talk about anything else with</p> <p>14 Mr. Bruce?</p> <p>15 A. Outside of the deposition itself, no.</p> <p>16 Q. Well, outside of that topic of what -- I</p> <p>17 take it what you are saying is that one of the</p> <p>18 things you talked about with Mr. Bruce was what it</p> <p>19 was going to be like to be deposed. Is that</p> <p>20 correct?</p> <p>21 A. Correct.</p> <p>22 Q. All right. Did you talk about anything</p> <p>23 related to the Congressional redistricting process</p> <p>24 itself with Mr. Bruce when you met with him</p>	<p>80</p> <p>1 A. Did we play any role in the Congressional</p> <p>2 district remap.</p> <p>3 Q. Did you tell him anything different than</p> <p>4 you told me here today?</p> <p>5 A. Pardon me?</p> <p>6 Q. Did you tell him anything different than</p> <p>7 what you told me here today?</p> <p>8 A. No.</p> <p>9 Q. How long did you meet with Mr. Bruce?</p> <p>10 A. Not very long. Twenty minutes, maybe.</p> <p>11 Q. Okay. Aside from telling staff and</p> <p>12 talking to your attorneys, and meeting with the</p> <p>13 lawyer for the State, did you talk about your</p> <p>14 deposition with anybody else?</p> <p>15 A. I don't believe so.</p> <p>16 Q. Okay.</p> <p>17 MS. LIGHTFOOT: Okay. I think that's all the</p> <p>18 questions I have for you.</p> <p>19 THE WITNESS: Thank you.</p> <p>20 EXAMINATION</p> <p>21 BY MR. BRUCE:</p> <p>22 Q. Mr. Rangel, you have no knowledge or</p> <p>23 information that any Congressional district map was</p> <p>24 drawn to discriminate against Latinos; is that true?</p>



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<p>1 A. That's correct.</p> <p>2 Q. And as I understood your testimony here</p> <p>3 today, you would, in fact, disagree with that? You</p> <p>4 don't think it was drawn, based upon what you know,</p> <p>5 to discriminate against Latinos; is that correct?</p> <p>6 A. Correct.</p> <p>7 MS. LIGHTFOOT: Objection, foundation and</p> <p>8 mischaracterizes his testimony.</p> <p>9 BY THE WITNESS:</p> <p>10 A. Correct.</p> <p>11 BY MR. BRUCE:</p> <p>12 Q. I don't think I am mischaracterizing your</p> <p>13 testimony. Do you think the Latinos were</p> <p>14 discriminated against in the way the map was drawn?</p> <p>15 A. No, we support the concept of one</p> <p>16 Congressional district, as was passed by the General</p> <p>17 Assembly and signed into law.</p> <p>18 MR. BRUCE: That's all the questions I have.</p> <p>19 Thank you for your time here today.</p> <p>20 MR. TRISTAN: I have no questions.</p> <p>21 THE VIDEOGRAPHER: This concludes the</p> <p>22 deposition and ends Tape Number 2. We are going off</p> <p>23 the record at 11:40 a.m.</p> <p>24 FURTHER DEPONENT SAITH NOT.</p>	<p>81</p> <p>1 IN WITNESS WHEREOF, I do hereunto set my</p> <p>2 hand at Chicago, Illinois, this 17th day of October,</p> <p>3 2011.</p> <p>4</p> <p>5</p> <p>6</p> <p>7 C.S.R. Certificate No. 84-3822.</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>83</p>
<p>1 CERTIFICATE OF OFFICER</p> <p>2</p> <p>3</p> <p>4 I, LISA O'BRIEN, a Certified Shorthand</p> <p>5 Reporter of the state of Illinois, do hereby</p> <p>6 certify:</p> <p>7 That previous to the commencement of the</p> <p>8 examination of the witness, the witness was duly</p> <p>9 sworn to testify the whole truth concerning the</p> <p>10 matters herein;</p> <p>11 That the foregoing deposition transcript</p> <p>12 was reported stenographically by me, was thereafter</p> <p>13 reduced to typewriting under my personal direction</p> <p>14 and constitutes a true record of the testimony given</p> <p>15 and the proceedings had;</p> <p>16 That the said deposition was taken before</p> <p>17 me at the time and place specified;</p> <p>18 That I am not a relative or employee or</p> <p>19 attorney or counsel, nor a relative or employee of</p> <p>20 such attorney or counsel for any of the parties</p> <p>21 hereto, nor interested directly or indirectly in the</p> <p>22 outcome of this action.</p> <p>23</p> <p>24</p> <p>82</p>	<p>1 INDEX</p> <p>2 WITNESS EXAMINATION</p> <p>3 JUAN RANGEL</p> <p>4 By Ms. Lightfoot 5</p> <p>5 By Mr. Bruce 80</p> <p>6</p> <p>7 EXHIBITS</p> <p>8 NUMBER PAGE</p> <p>9 Rangel Deposition Exhibits</p> <p>10 Deposition Exhibit No. Group 1 17</p> <p>11 Deposition Exhibit No. 2 42</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>84</p>



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<p style="text-align: right;">85</p> <p>1 DEPOSITION ERRATA SHEET</p> <p>2 Our Assignment No. 278699</p> <p>3 IN THE UNITED STATES DISTRICT COURT</p> <p>4 NORTHERN DISTRICT OF ILLINOIS - EASTERN DIVISION</p> <p>5 COMMITTEE FOR A FAIR AND)</p> <p>6 BALANCED MAP, et al.,)</p> <p>7 Plaintiffs,)</p> <p>8 vs.) No. 1:11-cv-05065</p> <p>9 ILLINOIS STATE BOARD OF)</p> <p>10 ELECTIONS, et al.,)</p> <p>11 Defendants.)</p> <p>12 DECLARATION UNDER PENALTY OF PERJURY</p> <p>13 I declare under penalty of perjury that I</p> <p>14 have read the entire transcript of my Deposition</p> <p>15 taken in the captioned matter or the same has been</p> <p>16 read to me, and the same is true and accurate, save</p> <p>17 and except for changes and/or corrections, if</p> <p>18 any, as indicated by me on the DEPOSITION</p> <p>19 ERRATA SHEET hereof, with the understanding that I</p> <p>20 offer these changes as if still under oath.</p> <p>21 Signed on the ____ day of</p> <p>22 _____, 20__.</p> <p>23 _____</p> <p>24 JUAN RANGEL</p>	<p style="text-align: right;">87</p> <p>1 DEPOSITION ERRATA SHEET</p> <p>2 Page No. ____ Line No. ____ Change to: _____</p> <p>3 _____</p> <p>4 Reason for change: _____</p> <p>5 Page No. ____ Line No. ____ Change to: _____</p> <p>6 _____</p> <p>7 Reason for change: _____</p> <p>8 Page No. ____ Line No. ____ Change to: _____</p> <p>9 _____</p> <p>10 Reason for change: _____</p> <p>11 Page No. ____ Line No. ____ Change to: _____</p> <p>12 _____</p> <p>13 Reason for change: _____</p> <p>14 Page No. ____ Line No. ____ Change to: _____</p> <p>15 _____</p> <p>16 Reason for change: _____</p> <p>17 Page No. ____ Line No. ____ Change to: _____</p> <p>18 _____</p> <p>19 Reason for change: _____</p> <p>20 Page No. ____ Line No. ____ Change to: _____</p> <p>21 _____</p> <p>22 Reason for change: _____</p> <p>23 SIGNATURE: _____ DATE: _____</p> <p>24 JUAN RANGEL</p>
<p style="text-align: right;">86</p> <p>1 DEPOSITION ERRATA SHEET</p> <p>2 Page No. ____ Line No. ____ Change to: _____</p> <p>3 _____</p> <p>4 Reason for change: _____</p> <p>5 Page No. ____ Line No. ____ Change to: _____</p> <p>6 _____</p> <p>7 Reason for change: _____</p> <p>8 Page No. ____ Line No. ____ Change to: _____</p> <p>9 _____</p> <p>10 Reason for change: _____</p> <p>11 Page No. ____ Line No. ____ Change to: _____</p> <p>12 _____</p> <p>13 Reason for change: _____</p> <p>14 Page No. ____ Line No. ____ Change to: _____</p> <p>15 _____</p> <p>16 Reason for change: _____</p> <p>17 Page No. ____ Line No. ____ Change to: _____</p> <p>18 _____</p> <p>19 Reason for change: _____</p> <p>20 Page No. ____ Line No. ____ Change to: _____</p> <p>21 _____</p> <p>22 Reason for change: _____</p> <p>23 SIGNATURE: _____ DATE: _____</p> <p>24 JUAN RANGEL</p>	



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